

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

\*\*\*\*\*

UNITED STATES OF AMERICA,

Plaintiff,

vs.

HEATHER LYNN SCHAEFER,

Defendant.

\*

\*

\*

\*

\*

\*

\*

\*

\*

\*

\*

CR 21-40039

ORDER

\*\*\*\*\*

Counsel for Defendant Heather Lynn Schaefer has filed a Motion to Continue, Doc. 36, requesting a continuance of thirty (30) days of all dates currently in force, and the Government has no objection to the continuance request. After consideration of the file in this matter, the Court finds that failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence and further that failure to grant the continuance would deny the public interest in bringing this case to trial in an orderly fashion. Further, the Court finds that the ends of justice served by continuing this trial outweigh the best interests of the public and the Defendant in a speedy trial. For all of those reasons as well as those set forth in the Motion,

IT IS ORDERED:

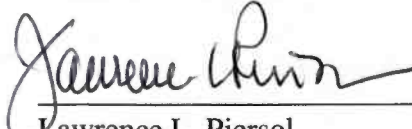
1. That Defendant Heather Lynn Schaefer's Motion to Continue, Doc. 36, is granted.
2. That all other motions as to Defendant herein be filed and served on or before August 23, 2021; that opposing counsel respond thereto on or before August 26, 2021; and that a hearing, if necessary, will be held before the Magistrate Judge in Sioux Falls, South Dakota, before August 31, 2021; and the Court will not consider a stock motion for leave to file further motions, however, the Court will consider a motion filed by a party after the deadline if the party can show good cause as to why the motion was late filed.
3. That September 3, 2021, is hereby set as the deadline for submission to the

Court of any proposed plea agreement.

4. That motions in limine shall be in writing and filed, together with proposed instructions, with the Court ten (10) working days before trial.
5. That the jury trial herein for Defendant shall commence in Sioux Falls, South Dakota, on Tuesday, September 28, 2021, with counsel to be present for motions in limine at 9:00 A.M., and with the jury to report at 9:30 A.M.
6. That the period of delay resulting from such continuance is excluded in computing the time within which the trial of the offense for the Defendant must commence, as the Court finds that the ends of justice served by taking such action outweigh the best interests of the public and the Defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).
7. That the Court does not contemplate granting any additional continuances absent exceptional circumstances.

Dated this 5<sup>th</sup> day of August, 2021.

BY THE COURT:

  
\_\_\_\_\_  
Lawrence L. Piersol  
United States District Judge

ATTEST:  
MATTHEW W. THELEN, CLERK

  
\_\_\_\_\_  
Matthew W. Thelen